

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from New Hampshire (Mrs. SHAHEEN) is necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Missouri (Mr. BLUNT) and the Senator from Pennsylvania (Mr. TOOMEY).

The yeas and nays resulted—yeas 61, nays 36, as follows:

[Rollcall Vote No. 93 Ex.]

YEAS—61

Baldwin	Heinrich	Reed
Bennet	Hickenlooper	Romney
Blumenthal	Hirono	Rosen
Booker	Kaine	Rounds
Brown	Kelly	Sanders
Cantwell	Kennedy	Schatz
Cardin	King	Schumer
Carper	Klobuchar	Sinema
Casey	Leahy	Smith
Collins	Lujan	Stabenow
Coons	Manchin	Sullivan
Cornyn	Markey	Tester
Cortez Masto	Menendez	Tillis
Duckworth	Merkley	Van Hollen
Durbin	Murkowski	Warner
Ernst	Murphy	Warnock
Feinstein	Murray	Warren
Gillibrand	Ossoff	Whitehouse
Graham	Padilla	Wyden
Grassley	Peters	
Hassan	Portman	

NAYS—36

Barrasso	Fischer	Moran
Blackburn	Hagerty	Paul
Boozman	Hawley	Risch
Braun	Hoeven	Rubio
Burr	Hyde-Smith	Sasse
Capito	Inhofe	Scott (FL)
Cassidy	Johnson	Scott (SC)
Cotton	Lankford	Shelby
Cramer	Lee	Thune
Crapo	Lummis	Tuberville
Cruz	Marshall	Wicker
Daines	McConnell	Young

NOT VOTING—3

Blunt	Shaheen	Toomey
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The PRESIDING OFFICER. On this vote, the yeas are 61, the nays are 36.

The motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Andrew M. Luger, of Minnesota, to be United States Attorney for the District of Minnesota for the term of four years.

The PRESIDING OFFICER. The majority leader.

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. SCHUMER. Mr. President, I ask unanimous consent that the Senate proceed to legislative session for a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

CONFIRMATION OF SHALANDA D. YOUNG

Mr. LEAHY. Mr. President, today, I am pleased to acknowledge the confirmation of Shalanda Young to be the Director of the Office of Management and Budget with a bipartisan vote of 61 to 36.

Director Young has a depth of experience that cannot be matched to lead the Office of Management and Budget. A staff member on the House Appropriations Committee for 15 years—serving 4 of these years as the committee's staff director—Director Young has years of experience in crafting the budgets of the Federal agencies that the American people rely on.

In 2019, Director Young was one of the few staff present in the room while then Chairman SHELBY, Chairwoman Lowey, Ranking Member GRANGER, and I negotiated the end to the longest Federal Government shutdown in U.S. history. Her knowledge of Federal programs, understanding of the political process, and years of critical insight into the operations of the federal government were invaluable in our negotiations to reach a deal.

I was glad to strongly support Director Young's nomination to be Deputy Director of OMB. After she was confirmed to that position, she began to serve as its Acting Director. It was in this role that she guided the Biden administration's budget priorities through the COVID pandemic, devastating natural disasters, a long sought after bipartisan infrastructure law, and now the response to President Putin's unprovoked invasion of Ukraine.

As if she did not have enough on her plate, on October 31, 2021, she gave birth to a beautiful baby girl, Charlie. If juggling all of that did not prove she is more than qualified for the job, I am not sure what would.

As the chairman of the Senate Appropriations Committee, I look forward to working with her and her team at OMB on the fiscal year 2023 appropriations process. Director Young understands how to work across the aisle to get a deal done. I cannot think of someone I would rather work with in putting the appropriations process to work on behalf of the American people.

REPUBLICAN MEMBERS OF THE SENATE NATO OBSERVED GROUP

Mr. MCCONNELL. Mr. President, in 2018, we reestablished the Senate NATO Observer Group. I ask for the following Republican Senators to participate in the group: TILLIS (cochair), BARRASSO, ERNST, ROUNDS, RUBIO, and HAGERTY.

EB-5 REGIONAL CENTER PROGRAM

Mr. CORNYN. Mr. President, I have long been a supporter of the EB-5 program, which has been a significant economic driver in Texas. This merit-based immigration program has cre-

ated thousands of American jobs and brought billions of dollars in investment to urban and rural areas across Texas and the U.S.

While it was unfortunate that the authorization for the EB-5 Regional Center program was allowed to lapse on June 30, 2021, I am pleased to have worked with my colleagues, Senators CHUCK GRASSLEY and PATRICK LEAHY, on the EB-5 Reform and Integrity Act, which was included as part of the Consolidated Appropriations Act, 2022.

The EB-5 Reform and Integrity Act reauthorizes the regional center program through September 30, 2027, and implements meaningful reforms and integrity measures that will ensure the viability and security of the program for the coming years.

This legislation provides the first multiyear authorization for the regional center program since 2015, so that regional centers, which have been in limbo for nearly 9 months, will have much-needed stability going forward. There is also a 60-day implementation period to allow USCIS to begin processing EB-5 petitions and applications that have been on hold since the lapse. Following that initial period, existing regional centers will be able to immediately get back to work driving investment into the U.S. and facilitating the creation of jobs across the country.

ARMS SALES NOTIFICATION

Mr. MENENDEZ. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which have been received. If the cover letter references a classified annex, then such annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

DEFENSE SECURITY
COOPERATION AGENCY,
Arlington, VA.

Hon. ROBERT MENENDEZ,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 22-09, concerning the Navy's proposed Letter(s) of Offer and Acceptance to the Government of Spain for defense articles and services estimated to cost \$950 million. After this letter is delivered to your office, we plan to

issue a news release to notify the public of this proposed sale.

Sincerely,

JEDIDIAH P. ROYAL,
(For James A. Hursch, Director).

Enclosures.

TRANSMITTAL NO. 22-09

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Government of Spain.

(ii) Total Estimated Value:
Major Defense Equipment * \$425 million.
Other \$525 million.
Total \$950 million.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE):

Eight (8) MH-60R Multi-Mission Helicopters.

Twenty (20) T-700-GE-401C Engines (16 installed, 4 spares).

Thirty-two (32) AGM-114R(N) Hellfire Missiles, All Up Rounds.

Two (2) Hellfire II Captive Air Training Missiles (CATM).

One hundred (100) WGU-59/B Advanced Precision Kill Weapon System (APKWS) II Guidance Sections, All Up Rounds.

Eight (8) Link 16 Multifunctional Information Distribution Systems Joint Tactical Radio Systems (MIDS JTRS) (8 installed).

Four (4) Airborne Low Frequency Sonars (ALFS) (4 installed on 4 aircraft).

Non-MDE: Also included are M514 impulse cartridge/cartridge actuated devices; MJ20 cartridge actuated thruster/cartridge actuated devices; WB53 fire extinguisher cartridge/cartridge actuated devices; CCU-136A/A impulse cartridges; M299 Hellfire missile launchers; GAU-21 crew served guns (including pintle and laser pointer); LAU-61 digital rocket launchers; M152 High Explosive warheads for airborne 2.75 rockets; MK66 MOD 4, 2.75-inch rocket motors; rocket motors, 2.75-inch, MK-66-4 inert; WTU-1B inert warheads (HA23); AN/ARC-210 RT-2036 radios with Communications Security (COMSEC); AN/AAR-47 missile warning systems; AN/SSQ-62F sonobuoys; AN/SSQ-53G sonobuoys; AN/SSQ-36B sonobuoys; SRQ-4 Hawklink radio terminals with Hawklink Crypto Control Modules; AN/APX-123 Identification Friend or Foe (IFF) transponders; AN/ALE-47 dispenser, Electronic Countermeasures; Advanced Data Transfer Systems (ADTS); AN/AAS-44C(V) Multi-Spectral Targeting Systems; Identification Friend or Foe Mode 4/5 Cryptographic Applique, KIV-78; Joint Mission Planning Systems (JMPS); Embedded Global Positioning System/Precise Positioning Service (GPS/PPS)/Inertial Navigation Systems (EGI) with Selective Availability/Anti-Spoofing Module (SAASM); Airborne Low Frequency Sonars (ALFS) (aircraft provisions only for 4 aircraft); AN/ARQ-59 Hawklink radio terminals; Training Simulators/Operational Machine Interface Assistants (ATS/OMIA); tactical operational flight trainer; AN/ALQ-210 Electronic Support Measures (ESM) systems; APS-153(V) multi-mode radars; spare engine containers; spare and repair parts; support and test equipment; communications equipment; ferry support; publications and technical documentation; personnel training and training equipment; United States (U.S.) Government and contractor engineering, technical, and logistics support services; obsolescence engineering, integration, and test activities required to ensure readiness for the production of the Spanish MH-60R helicopters; and other related elements of logistics and program support.

(iv) Military Department: Navy (SP-P-SDE).

(v) Prior Related Cases, if any: SP-P-SCY, SP-P-SDB, SP-P-GOJ.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Attached Annex.

(viii) Date Report Delivered to Congress: March 15, 2022.

*As defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Spain—MH-60R Multi-Mission Helicopters with Support

The Government of Spain has requested to buy eight (8) MH-60R Multi-Mission helicopters; twenty (20) T-700-GE-401C engines (16 installed, 4 spares); thirty-two (32) AGM-114R(N) Hellfire missiles, all up rounds; two (2) Hellfire II Captive Air Training Missiles (CATM); one hundred (100) WGU-59/B Advanced Precision Kill Weapon System (APKWS) II Guidance Sections, all up rounds; eight (8) Link 16 Multifunctional Information Distribution Systems Joint Tactical Radio Systems (MIDS JTRS) (8 installed); and four (4) Airborne Low Frequency Sonars (ALFS) (4 installed on 4 aircraft). Also included are M514 impulse cartridge/cartridge actuated devices; MJ20 cartridge actuated thruster/cartridge actuated devices; WB53 fire extinguisher cartridge/cartridge actuated devices; CCU-136A/A impulse cartridges; M299 Hellfire missile launchers; GAU-21 crew served guns (including pintle and laser pointer); LAU-61 digital rocket launchers; M152 High Explosive warheads for airborne 2.75 rockets; MK66 MOD 4, 2.75-inch rocket motors; rocket motors, 2.75-inch, MK-66-4 inert; WTU-1B inert warheads (HA23); AN/ARC-210 RT-2036 radios with Communications Security (COMSEC); AN/AAR-47 missile warning systems; AN/SSQ-62F sonobuoys; AN/SSQ-53G sonobuoys; AN/SSQ-36B sonobuoys; SRQ-4 Hawklink radio terminals with Hawklink Crypto Control Modules; AN/APX-123 Identification Friend or Foe (IFF) transponders; AN/ALE-47 dispenser, Electronic Countermeasures; Advanced Data Transfer Systems (ADTS); AN/AAS-44C(V) Multi-Spectral Targeting Systems; Identification Friend or Foe Mode 4/5 Cryptographic Applique, KIV-78; Joint Mission Planning Systems (JMPS); Embedded Global Positioning System/Precise Positioning Service (GPS/PPS)/Inertial Navigation Systems (EGI) with Selective Availability/Anti-Spoofing Module (SAASM); Airborne Low Frequency Sonars (ALFS) (aircraft provisions only for 4 aircraft); AN/ARQ-59 Hawklink radio terminals; Training Simulators/Operational Machine Interface Assistants (ATS/OMIA); tactical operational flight trainer; AN/ALQ-210 Electronic Support Measures (ESM) systems; APS-153(V) multi-mode radars; spare engine containers; spare and repair parts; support and test equipment; communications equipment; ferry support; publications and technical documentation; personnel training and training equipment; United States (U.S.) Government and contractor engineering, technical, and logistics support services; obsolescence engineering, integration, and test activities required to ensure readiness for the production of the Spanish MH-60R helicopters; and other related elements of logistics and program support. The total estimated program cost is \$950 million.

This proposed sale will support the foreign policy and national security objectives of the United States by improving the security of a NATO ally which is an important force for political stability and economic progress in Europe.

The proposed sale will improve Spain's capability to meet current and future threats.

The MH-60R Multi-Mission Helicopter will provide the capability to perform anti-surface and anti-submarine warfare missions along with the ability to perform secondary missions including vertical replenishment, search and rescue, and communications relay and will bolster the Spanish Navy's ability to support NATO and remain interoperable with the U.S. and the NATO alliance. Spain will have no difficulty absorbing these helicopters into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

The principal contractor will be Lockheed Martin Rotary and Mission Systems, Owego, NY. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale may require the assignment of two (2) contractor representatives to Spain.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

TRANSMITTAL NO. 22-09

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex Item No. vii

(vii) Sensitivity of Technology:

1. The MH-60R Multi-Mission Helicopter focuses primarily on anti-submarine and anti-surface warfare missions. The MH-60R carries several sensors and data links to enhance its ability to work in a network-centric battle group and as an extension of its home ship/main operating base. The mission equipment subsystem consists of the following sensors and subsystems: an acoustics systems consisting of a dipping sonar and sonobuoys, Multi-Mode Radar (MMR) with integral Identification Friend or Foe (IFF) interrogator, Radios with COMSEC, Electronic Support Measures (ESM), Integrated Self-Defense (ISD), and Multi-Spectral Targeting System (MTS). The aircraft processes sensor data onboard, and transmits data via Common Data Link (CDL) (also referred to as Hawklink). The aircraft is night vision compatible. It can carry AGM-114A/B/K/N Hellfire missiles to engage surface and sub-surface targets.

a. The AGM-114 Hellfire missile is an air-to-surface missile with a multi-mission, multi-target, precision strike capability. The Hellfire can be launched from multiple air platforms and is the primary precision weapon for the United States Army.

b. Advanced Precision Kill Weapon System (APKWS) laser guided rocket to counter the fast attack craft and fast inshore attack craft threat.

c. Communications security (COMSEC) devices contain sensitive encryption algorithms and keying material.

d. Identification Friend or Foe (IFF) (KIV-78) contains embedded security devices containing sensitive encryption algorithms and keying material.

e. GPS/PPS/SAASM—Global Positioning System (GPS) provides a space-based Global Navigation Satellite System (GNSS) that has reliable location and time information in all weather and at all times and anywhere on or near the earth when and where there is an unobstructed line of sight to four or more GPS satellites. Selective Availability/Anti-Spoofing Module (SAASM) (AN/PSN-11) is used by military GPS receivers to allow decryption of precision GPS coordinates. In addition, the GPS Antenna System (GAS-1) provides protection from enemy manipulation of the GPS system.

f. Acoustics algorithms are used to process dipping sonar and sonobuoy data for target tracking and for the Acoustics Mission Planner (AMP), which is a tactical aid employed

to optimize the deployment of sonobuoys and the dipping sonar.

g. The AN/APS-153 multi-mode radar with an integrated IFF and Inverse Synthetic Aperture (ISAR) provides target surveillance/detection capability.

h. The AN/ALQ-210 (ESM) system identifies the location of an emitter.

i. The AN/AAS-44C(V) Multi-Spectral Targeting System (MTS) operates in day/night and adverse weather conditions. Imagery is provided by a Forward Looking Infrared (FLIR) sensor, a color/monochrome day television (DTV) camera, and a Low-Light TV (LLTV).

j. Ultra High Frequency/Very High Frequency (UHF/VHF) Radios (ARC-210) contain embedded sensitive encryption algorithms and keying material.

k. Advanced Data Transfer System (ADTS) with Type 1 encryption for data at rest.

1. Satellite Communications Demand Assigned Multiple Access (SATCOM DAMA), which provides increased, interoperable communications capabilities with U.S. forces.

2. The highest level of classification of defense articles, components, and services included in this potential sale is SECRET.

3. If a technologically advanced adversary were to obtain knowledge of the hardware and software elements, the information could be used to develop countermeasures or equivalent systems, which might reduce system effectiveness or be used in the development of a system with similar or advanced capabilities.

4. A determination has been made that Spain can provide substantially the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

5. All defense articles and services listed in this transmittal have been authorized for release and export to the Government of Spain.

NOTICE OF A TIE VOTE UNDER S. RES. 27

Mr. BROWN. Mr. President, I ask unanimous consent to print the following letter in the CONGRESSIONAL RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. SENATE, COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS,

Washington, DC, March 16, 2022.

To the Secretary of the Senate:

PN1679, the nomination of Lisa DeNell Cook, of Michigan, to be a Member of the Board of Governors of the Federal Reserve System, having been referred to the Committee on Banking, Housing, and Urban Affairs, the Committee with a quorum present, has voted on the nomination as follows—

1. On the question of reporting the nomination favorably with the recommendation that the nomination be confirmed 12 ayes to 12 noes; and

In accordance with Section 3 paragraph (1)(A) of S. Res. 27 of the 117th Congress, I hereby give notice that the Committee on Banking, Housing, and Urban Affairs has not reported the nomination because of a tie vote and ask that this notice be printed in the Record pursuant to the Resolution.

VOTE EXPLANATION

Mr. HAWLEY. Mr. President, had there been a recorded vote, I would

have voted no on the confirmation of Executive Calendar No. 472, Rachel Jacobson, of the District of Columbia, to be an Assistant Secretary of the Army.

UKRAINE

Ms. KLOBUCHAR. Mr. President, I rise to bring attention to the need to support the Ukrainian people in the face of Russia's invasion. Over the weekend, I took part in a Senate delegation to Poland alongside my colleagues Senator ROB PORTMAN, Senator RICHARD BLUMENTHAL, and Senator ROGER WICKER. We met with Ukrainian refugees—women, children, grandparents—some who were carrying their whole lives on their backs.

Three weeks ago, Ukrainians were thinking about their jobs, their plans, and their dreams. Now, so much of that is in shambles. Women have been figuring out how to get their older parents and young children to safety across the border while their brothers and husbands take up arms. The most heartbreaking conversations I had were with children who didn't know if they had a future.

Seeing the cost of this invasion up close has only strengthened my resolve to stand with Ukraine, both with humanitarian aid for refugees and military support. With advanced weapons from the United States and allies, Ukraine's Territorial Defense has been more effective in stifling Russia's invasion than most imagined. Vladimir Putin thought he would be greeted with rose petals—instead it was Molotov cocktails. And 21 days later, Kyiv still stands.

I was proud to join the bipartisan Senate majority in allocating \$13.6 billion for aid to Ukraine, but more support is needed. Over the past few weeks, Russian aircraft have been behind brutal assaults on residential neighborhoods, religious institutions, and hospitals in Ukraine. Ukraine needs more air defense support. Drones, Stingers, and Javelins have proven to be highly effective in taking down Russian aircraft and tanks, so we must continue to provide that critical weaponry and more.

In the face of this devastation, Poland has shown that it is a country with a big heart, taking in more than 1.7 million Ukrainian refugees. For perspective, Poland is a country of 38 million. Since they have opened their doors, the country's population has grown by over 4 percent. In Warsaw alone, the population has increased by 11 percent. Poles are meeting refugees at the border and welcoming them into their communities—even into their own homes.

The Polish people don't have to imagine what it is like to live through a full-scale invasion. Their history is marked by invasions by Prussia, the Habsburgs, the Nazis, and yes, Russia. Poland is also well aware of its 332-mile border with Ukraine. Last week, Rus-

sian missiles struck 15 miles from Poland's border. The Polish border guards I spoke with said they could literally feel the earth shake. As Putin's war inches westward, we must affirm our commitment to our NATO ally from a military and humanitarian standpoint.

During our trip, Senator PORTMAN, Senator BLUMENTHAL, Senator WICKER, and I had the honor of meeting with the 82nd Airborne. They briefed us on everything that is being done to help Ukrainian refugees, as well as fighters on the front lines. I also met with Minnesota troops, and I was inspired by their character and determination. It was clear that they understood the patriotic value of their service. I pray for their safety as they continue their mission in the region.

Across the Atlantic in Ukraine, we are all seeing how precious democracy truly is. Putin has shown his true colors. But you know what else? The people of Ukraine have shown their true colors—in bright blue and yellow—they are showing the world what true courage is all about. We must continue to stand with them in their fight.

ONE-YEAR ANNIVERSARY OF KING SOOPERS SHOOTING

Mr. BENNETT. Mr. President, on March 22, 2021, we suffered another horrific mass shooting in our State at the King Soopers grocery store in Boulder, CO. As we approach its 1-year anniversary, we honor the 10 Coloradans whose lives were cut tragically short in this senseless act of gun violence. They leave behind children, spouses, parents, friends, and a Boulder community that will always carry the grief of their loss.

They will never forget the 10 victims and neither should America. So today, we read their names into the CONGRESSIONAL RECORD.

Denny Stong was 20 years old and a graduate of Fairview High School. He was an introverted, smart kid who loved history and model airplanes. He had been covering shifts at the King Soopers and took enormous pride in his role as an essential worker during the pandemic. He once posted on Facebook: "I can't stay home . . . I am a grocery store worker."

Neven Stanisic was 23 years old. His dad said he was "a really good boy, a good kid . . . a hard-working boy." His parents are refugees from Bosnia who left in the 1990s to escape the war. The reverend at their local church said, "His family fled the war . . . They left everything to save their lives, and came here to have a new start."

Rikki Olds was 25 years old. She had been working as a manager at King Soopers for 6 years. Her family described her as a "firecracker" who lit up a room with her infectious giggle. Her aunt Lori said, "She had a beautiful way of just being her . . . When you're down, she just wanted to cheer you up, just by being around."

Tralona Bartkowiak was 49 years old. She co-owned a clothing and accessories store with her sister and was a